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3 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**  
4 **OF THE STATE OF WASHINGTON**

5 IN THE MATTER OF ENFORCEMENT )  
6 ACTION AGAINST )

PDC CASE NO.: 02-263

7 ) **FINAL ORDER IMPOSING FINE**  
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9 )

Lawrence Soriano )

Respondent. )  
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The Washington State Public Disclosure Commission (Commission) conducted an enforcement hearing under chapters 34.05 and 42.17 RCW and chapter 390-37 WAC on December 4, 2001.

The Commission held the hearing in Room 206 of the Evergreen Plaza Building, 711 Capitol Way South, in Olympia, Washington to determine if the Respondent violated (1) RCW 42.17.040 by failing to change to the full reporting option prior to August 16, 2001; (2) RCW 42.17.080 and 42.17.090 and WAC 390-16-105 by accepting contributions totaling \$12,020 and making expenditures totaling \$11,651, in excess of the \$3,500 mini reporting limit, and by accepting contributions from one source in excess of the \$300 mini reporting limit. The Respondent was notified of the hearing by letter dated November 20, 2001. The Commission's Enforcement Staff (Staff) appeared through Philip Stutzman, Director of Compliance. The Respondent appeared and addressed the Commission.

The Commission considered the Report of Investigation dated November 19, 2001 and its incorporated exhibits and the Notice of Administrative Charges dated November 20, 2001

1 and its incorporated exhibits. The Report of Investigation and its exhibits and the Notice of  
2 Administrative Charges and its exhibits are incorporated by reference into this Order. The  
3 Commission heard oral argument by Staff and the Respondent.

4 Based on this record, the Commission finds that

- 5 1) The Respondent was a first time candidate for Seattle School Board appearing on the  
6 2001 primary election ballot.
- 7 2) The Respondent selected the mini reporting option when he filed his candidate  
8 registration statement on August 6, 2001. By choosing the mini reporting option, the  
9 Respondent agreed to accept no more than \$3,500 in contributions, to accept no more  
10 than \$300 from any person other than himself, and to limit expenditures to no more  
11 than \$3,500, not including his filing fee.
- 12 3) The Respondent accepted contributions totaling \$12,020 and made expenditures  
13 totaling \$11,652. The Respondent accepted contributions in excess of \$300 from  
14 Elizabeth R. Starkand-Soriano (\$3,800), Donald P. Nielsen (\$500), and Trebron  
15 Company, Inc. (\$1,000).

16 Based on the findings of fact, the Commission concludes that the Respondent violated  
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18 (1) RCW 42.17.040, by failing to change to the full reporting option prior to August 16, 2001;  
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20 (2) RCW 42.17.080 and 42.17.090 by accepting contributions totaling \$12,020 and making  
21 expenditures totaling \$11,652, both in excess of the \$3,500 mini reporting limit; and (3) RCW  
22 42.17.080 and 42.17.090 by accepting contributions from three contributors in excess of the  
23 \$300 mini reporting limit that may be accepted from a single source other than the candidate.  
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**The Commission ORDERS that the Respondent is assessed a civil penalty of \$1,000. \$500 is suspended on the condition the Respondent commits no further violations of RCW 42.17 for a period of four years from the date of this order.**

Any party may ask the Commission to reconsider this final order. Parties must place their requests for reconsideration in writing, include the specific grounds or reasons for the request, and deliver the request to the Public Disclosure Commission Offices within 10 days of the date that the Commission serves this order upon the party.

Pursuant to RCW 42.17.395(5), a final order issued by the Public Disclosure Commission is subject to judicial review under the Administrative Procedures Act, chapter 34.05 RCW. Pursuant to RCW 34.05.542(2), a petition for judicial review must be filed with the superior court in Thurston County or the petitioner's county of residence or principal place of business. The petition for judicial review must be served on the Public Disclosure Commission and any other parties within 30 days of the date that the Public Disclosure Commission serves this final order on the parties.

If reconsideration is properly sought, the petition for judicial review must be served on the Public Disclosure Commission and any other parties within 30 days after the Commission acts on the petition for reconsideration. Pursuant to RCW 34.05.470(3), the Public Disclosure Commission is deemed to have denied the petition for reconsideration if, within twenty days from the date the petition is filed, the agency does not either dispose of the petition or serve the parties with written notice specifying the date by which it will act on the petition. Pursuant to RCW 34.05.470(5), the Respondent is not required to ask the Public Disclosure Commission to reconsider the final order before seeking judicial review by a superior court.

The Commission will seek to enforce this final order in superior court under RCW 42.17.395-397, and recover legal costs and attorney's fees, if the penalty remains unpaid and

1 no petition for judicial review has been filed under chapter 34.05 RCW. This action will be  
2 taken without further order by the Commission.

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4 DATED THIS \_\_\_\_\_ day of December, 2001.

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6 FOR THE COMMISSION:

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9 VICKI RIPPIE, Executive Director  
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